

TTAB



Attorney Docket No: 07737.8056

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD



-----X
 X/Open Company Limited, :
 :
 Opposer/Registrant, :
 :
 v. :
 :
 Wayne R. Gray, :
 :
 Applicant/Petitioner. :
 -----X

05-09-2003
U.S. Patent & TMO/c/TM Mail RcptDt. #66

Opposition No. 122,524

Application Serial Number: 75/680,034
Mark: INUX

ASSISTANT COMMISSIONER FOR TRADEMARKS
2900 Crystal Drive
Arlington, Virginia 22202-3513

ATTN: BOX TTAB NO FEE

**UNCONTESTED REQUEST FOR EXTENSION
OF DISCOVERY AND TESTIMONY PERIODS**

Opposer/Registrant X/Open Company Limited ("X/Open"), by its undersigned attorneys, requests that the discovery period in the above-identified proceeding be extended for 90 days and that the testimony periods be reset as set forth below:

Period for discovery to close August 7, 2003

Testimony period for party in position of plaintiff to close (opening thirty days prior thereto) November 6, 2003

Testimony period for party in position of defendant in the opposition and plaintiff in the counterclaim to close (opening thirty days prior thereto) January 8, 2004

Rebuttal testimony period for defendant in the counterclaim and plaintiff in the

sl.

opposition to close
(opening thirty days prior thereto)

March 11, 2004

Rebuttal testimony period for defendant
in the opposition to close
(opening fifteen days prior hereto)

April 8, 2004

In accordance with the above, briefs shall be due as follows:

Brief for plaintiff in the opposition

June 10, 2004

Brief for defendant in the opposition and
plaintiff in the counterclaim

July 15, 2004

Brief for defendant in the counterclaim
and reply brief, if any, for plaintiff in
the opposition

August 19, 2004

Reply brief, if any, for plaintiff in
the counterclaim


September 9, 2004

Counsel for Wayne R. Gray, David L. Partlow, indicated by telephone, on May 8,
2003, that there is no objection to the proposed extension and authorized counsel for
X/Open to represent this fact to the Board.

Respectfully submitted,

X/OPEN COMPANY LIMITED


Dated: May 9, 2002

By: 
Mark Sommers
Evan A. Raynes
Attorneys for Opposer

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the attached UNCONTESTED REQUEST FOR EXTENSION OF DISCOVERY AND TESTIMONY PERIODS was served on May 9, 2003 by facsimile and first-class mail on the following attorneys for Applicant/Petitioner:

David L. Partlow, Esq.
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